

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under  
37 CFR 1.53(b))

Attorney Docket No.

SAN452

First Inventor

David B. Hamilton, et al.

Title

METHOD AND SYSTEM FOR  
STORING AND REPORTING  
NETWORK PERFORMANCE  
METRICS USING HISTOGRAMS

Express Mail Label No.

EV322527980US

22212 U.S. PTO  
10/670983



## APPLICATION ELEMENTS

Commissioner for Patents  
Mail Stop Patent Application  
PO Box 1450  
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal Form  
(submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27
3. ☒ Specification [ total pages 30 ]  
(preferred Arrangement set forth below)
  - Descriptive title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R&D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) [ total sheets 8 ]
5. ☒ Oath or Declaration [ total sheets 3 ]
  - a. ☒ Newly executed (original or copy)
  - b. ☐ Copy from prior appl. (37 C.F.R. § 1.63(d))
    - i. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

6. ☐ Application Data Sheet. (See 37 CFR 1.76)
7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Form
  - b. ☐ Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (coversheet/document(s))
10. ☐ 37 CFR. 3.73(b) Statement (when there is an assignee) ☒ Power of Attorney
11. ☐ English Translation Document
12. ☒ IDS & Form 1449 ☒ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
15. ☐ Certified Copy of Priority Document(s)
16. ☐ Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☐ Other:

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.:    /   

Prior application information: Examiner:                      Group/Art Unit:                     

FOR CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 17. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label **25235** or ☐ Correspondence address below

Name

Address

City

Stat

ZIP

Country

Telephon

Fax

Name (Print/Type)

Kent A. Lembke

Registration No.

44,866

(Signature)

*Kent A. Lembke*

Date

9/24/03

09/24/03 1719 U.S. PTO

# FEE TRANSMITTAL for FY 2003

## Complete if Known

Application Number	
Filing Date	Herewith
First Named Inventor	David B. Hamilton, et al.
Examiner Name	
Group / Art Unit	
Attorney Docket No.	SAN452

TOTAL AMOUNT OF PAYMENT (\$) (\$874.00)

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number **50-1123**

Deposit Account Name **Hogan & Hartson L.L.P.**

☒ Charge Any Additional Fee Required Under 37 CFR § 1.16 and 1.17  
☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit Card ☐ Money Order ☐ Other

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 410	216 205	Extension for reply within second month	
117 930	217 465	Extension for reply within third month	
118 1,450	218 725	Extension for reply within fourth month	
128 1,970	228 985	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,300	241 650	Petition to revive - unintentional	
142 1,300	242 650	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 630	244 315	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	40.00
146 750	246 375	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 750	249 375	For each additional invention to be examined (37 CFR § 1.129(b))	
179 750	279 375	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$40.00)

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility Filing Fee	750.00
1006 330	2006 165	Design filing fee	
1007 520	2007 260	Plant filing fee	
1008 750	2008 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$750.00)

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
20	-20**=	X	
4	-3**=	X	84.00
			0

\*\*or number previously paid, if greater; For Reissues, see below

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	**Reissue independent claims over original patent
1205 18	2205 9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$84.00)

SUBMITTED BY Complete (if applicable)

Name (Print/Type) **Kent A. Lembke**

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**(720) 406-5378**

Signature

*Kent A. Lembke*

Date

**9/24/03**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David B. Hamilton, et al.

Serial No. \_\_\_\_\_

Filed: Herewith

For: METHOD AND SYSTEM FOR  
STORING AND REPORTING NETWORK  
PERFORMANCE METRICS USING  
HISTOGRAMS

Group Art Unit:

Examiner:

CERTIFICATE OF MAILING BY EXPRESS MAIL

Mail Stop Patent Application  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Commissioner:

The undersigned hereby certifies that the following documents:

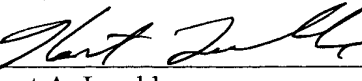
- Utility Patent Application Transmittal;
- Utility Patent Application [Specification (25 pages); Claims (4 pages); Abstract (1 page); Drawings (8 sheets)];
- Declaration (executed);
- Assignment with Recordation Cover Sheet;
- Information Disclosure Statement with Form SB/08 and references;
- Fee Transmittal with check in the amount of \$874.00;
- Certificate of Mailing by Express Mail; and
- Return Receipt Postcard.

relating to the above application, were deposited as "Express Mail", Mailing Label No. EV322527980US, with the United States Postal Service, addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, PO Box 1450, Alexandria VA, 22313-1450, September 24, 2003.

9/24/03  
Date

9/24/03  
Date

  
Mailer

  
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